

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

MATTHEW JOHN ARAMBASICH,

Plaintiff,

v.

Case No.: 2:23-cv-240-SPC-KCD

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

_____ /

ORDER

Before the Court is the Commissioner's Unopposed Motion for Remand.

(Doc. 20.) The Commissioner believes that remand is appropriate to accomplish the following:

On remand, the Appeals Council will direct the Administrative Law Judge to take any steps necessary to fully develop the administrative record and will offer the claimant the opportunity for a new hearing and to submit additional evidence in support of his claim. Further, the Council will direct the Administrative Law Judge 4 to obtain supplemental vocational evidence or otherwise comply with Social Security Ruling 00-4p to resolve all apparent conflicts and articulate the resolution of any apparent conflicts between the jobs identified at step five of the sequential evaluation process and the Dictionary of Occupational Titles.

(*Id.* at 1-2.) Plaintiff consents to the relief requested.

Under 42 U.S.C. § 405(g), the Court has the power to enter judgment, reversing and remanding a social security case for rehearing. *See Shalala v. Schaefer*, 509 U.S. 292, 296-98 (1993); *Melkonyan v. Sullivan*, 501 U.S. 89, 101-

02 (1991). The Commissioner's request for remand is appropriate, and given Plaintiff's consent, it will be granted.

Accordingly, it is now **ORDERED**:

1. The Commissioner's Unopposed Motion for Remand (Doc. 20) is **GRANTED**.

2. The Commissioner's decision denying benefits is **REVERSED** and this case is **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings.

3. The Clerk is **DIRECTED** to enter judgment, terminate all deadlines, deny all pending motions as moot, and close the file.

ENTERED in Fort Myers, Florida on October 19, 2023.



Kyle C. Dudek
United States Magistrate Judge

Copies: All Parties of Record